



**GREETED BY THE MASSES:** A crowd of hundreds welcomes President Nixon Friday as he visits New York with his family for what was described as a

private weekend. He shakes hands here in campaign style in the downtown financial district. It was his first visit to New York since his re-election. (AP Wirephoto)

## Nixon Looks For 'Exciting Term'

### Relaxed President Mingles With Crowds On Holiday Weekend In New York

NEW YORK (AP) — President Nixon, enjoying a New York holiday weekend with his family, says he will have a "very exciting second term" on both the foreign and domestic scenes.

The President took time out from planning sessions for the four years ahead to come here Friday for theater-going, shopping and visiting old friends.

In a relaxed mood, Nixon met his first public crowds since his landslide re-election victory, and he waded in to shake hands and chat in the financial and theater districts of the city, where several thousand persons gathered behind police barriers.

With his wife, Pat, daughters Julie and Tricia, son-in-law Edward Cox and Florida friend C. G. "Bebe" Rebozo, the President dined Friday night on Chinese food at Trader Vic's. He took in a hit musical show, "Much Ado About Nothing," based on Shakespeare's comedy, and paid a sentimental visit to his old law firm.

Nixon made the Waldorf-Astoria Towers apartment his weekend headquarters. Press secretary Ronald L. Ziegler said the President received a report there from his top adviser, Henry A. Kissinger, on Friday's Paris talks with North Vietnamese peace negotiators. But there was no comment from the traveling White House on how the efforts to reach a cease-fire agreement were progressing.

First stop on the chief executive's holiday itinerary was, at the law firm of Mudge, Rose, Guthrie and Alexander, where he worked for five years before his successful bid for the presidency in 1968. It was his first time back since then, and he spent an hour and a half visiting some of the law partners, including his former attorney general and campaign manager, John Mitchell.

Ziegler reported that Nixon made a point of greeting many of the staff members and told them of his plans for the second term. The President explained he wants to reverse the traditional downhill trend of second terms and will try to bring in "new fresh ideas and new steam."

He said he also plans to move some of his top staff into new areas of responsibility. "This way," he said, "we will

have new ideas ... we will have an exciting second term on both the foreign and domestic side."

Getting out in the financial district crowd, Nixon was asked if he had any stocks. He said he didn't own any now. But he added with a grin: "I'm bullish on America," quoting the slogan of the big brokerage firm of Merrill, Lynch, Pierce, Fenner and Smith.

While Nixon was at the law firm, the rest of the family went to the hotel. But daughter Julie wasted no time going shopping. She said she bought a pair of shoes in nearby Saks Fifth Avenue.

The family was "playing it by ear," she said of the weekend plans. But she said they

would go to Sunday services at Marble Collegiate Church, where she and David Eisenhower were married.

Police stopped busy New York traffic for the presidential motorcades, and people paused to watch him pass, some waving at the presidential limousine.

At dinner, Nixon indulged in a daiquiri on the rocks and tried one of Trader Vic's exotic drinks, a Mai Tai made of rum

(See back page, sec. 1, col. 4)

## Teen Held In Shooting Of 'Copter

MENLO PARK, Calif. (AP) — A teen-ager has been arrested following the wounding of a San Mateo County sheriff's deputy who was struck by sniper fire while riding in a helicopter over Portola Valley.

Deputy Jack R. Gerhardt, 45, spent more than three hours in surgery late Friday for repair of a damaged artery in his thigh and a shattered left wrist. His condition was listed as serious.

Deputies said the high-powered bullet came through the floor of the chopper as it cruised at 400 feet, through Gerhardt's leg and wrist and then passed out the roof.



**MOTHER AT 57:** Mrs. Raymond Martin gave birth Friday to a daughter in Tulsa, Okla. Mrs. Martin is 57 years, 127 days old, and one record book said the birth was three days short of qualifying her as being the oldest woman to give birth. (AP Wirephoto)

## Hanoi 'Leak' Tells Of Differences Peace Talks Hit Snag

**BULLETIN**  
PARIS (AP) — North Vietnam announced today that the secret peace talks between Henry A. Kissinger and Le Duc Tho are being interrupted until Dec. 4.

A communique of the North Vietnamese delegation, issued a few hours after Kissinger and the Hanoi envoy met for the sixth time in succession, said Tho and his fellow negotiator Xuan Thuy "will meet Dr. Kissinger again on Dec. 4, 1972."

In New York, meanwhile, White House Press Secretary Ronald Ziegler said Kissinger is returning to the United States tonight to consult with President Nixon on the status of negotiations. Nixon and his family are spending the weekend in New York.

Ziegler also said that the peace talks had been recessed

until Dec. 4.

He also said the President has agreed to meet early next week with South Vietnam President Thieu's special assistant, Nguyen Phu Duc, who is coming to Washington to discuss the negotiations.

In Paris, U.S. delegation spokesman David Lambertson said he had no comment on the

announcement, which came amid reports of a crisis in the negotiations.

The talks continued for the sixth straight day despite an apparent Communist leak disclosing details of serious differences said to have arisen between the two sides.

The two delegations met in the same house in suburban

Choisy-LeRoi, four blocks from the Hanoi delegation headquarters, where they reportedly had a stormy one-hour meeting Friday.

There was no official comment from either delegation on a detailed report in the Washington Post claiming that the United States had backed away from the draft agreement concluded last month between Kissinger and Tho.

U.S. delegation spokesman David Lambertson declined all comment on the report. Other American sources said the report obviously was leaked by the North Vietnamese delegation and was a "self-serving" version of the facts.

There were widespread reports Friday that Kissinger and Tho had run into serious difficulties after talking for a total

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## Three Oaks Woman Dies In Car Crash

**BY LYLE SUMERIX**  
South Berrien Bureau  
**THREE OAKS** — Berrien county's traffic fatality count continued to soar with the death last night of a rural Three Oaks woman in a one-car crash near here.

Dead is Mrs. Harriett M.

Jenkins, 80, of Route 1, Box 437. She was pronounced dead at the scene by Dr. John A. Valantjeus of New Buffalo, deputy medical examiner.

Her husband, Gordon, 80, driver of the car, was listed in

fair condition this morning at St. Anthony hospital in Michigan City, Ind.

Her death raised the county traffic count to 58 for the year, 11 more than were recorded at this time last year and six more than the 1971 total of 52 deaths.

The death was the first one reported in southwestern Michigan during the four-day Thanksgiving holiday weekend.

State police at New Buffalo said the Jenkins car was eastbound on Stickles road, when it crashed into a tree about 6:30 p.m. The accident occurred about one mile south of Three Oaks.

Police said the driver apparently applied his brakes for the stop sign at Three Oaks road. The vehicle skidded

across Three Oaks road, and traveled another 18 feet before running off the road and crashing into a tree.

Police are continuing their investigation, pending a talk with the driver.

Mrs. Jenkins was born on July 31, 1892, in Three Oaks township, and had been a lifetime resident of the area. On Oct. 19, 1921, she was married to Gordon Jenkins in Three Oaks.

In addition to her husband, she is survived by a son, Howard of Three Oaks; two daughters, Mrs. Clarence (Ina) Dickey of Gallien and Mrs. David (Ida) Barnes of West Linn, Ore.; and nine grand-

(See back page, sec. 1, col. 1)



**WOMAN KILLED:** State police from the New Buffalo post investigate wreckage of a car in which Mrs. Harriett Jenkins, 80, of rural Three Oaks died last night. The car, still containing her blanket-covered body, was driven by her husband, Gordon, 80, who was hospitalized. (Don Wehner photo)

## Sharpshooter Fells Frankfurt Hijacker

FRANKFURT, Germany (AP) — Police sharpshooters, firing through an airplane port-hole, shot and killed a gunman today and freed unharmed a stewardess hostage held nearly 24 hours aboard an Air Canada

jetliner at Frankfurt airport, police reported.

Police Director Horst Vogel, who headed the 150 policemen at the airport, told newsmen that "colleagues with special training were under orders to shoot the hijacker in a crystal clear situation that would not endanger the hostage."

The hostage was Margit Sommer, 31, a German-born Canadian, who was rescued when police stormed aboard the DCB after gunning down the middle-aged hijacker.

Miss Sommer had been seized by the revolver-carrying gunman Friday afternoon aboard the plane. He ordered the plane's other six crewmen off and then began issuing widely fluctuating demands to free various persons being held in West German jails.

He set a 3 p.m. — 9 a.m. EST — deadline today for his demands, which ranged from freeing a Czech hijacker awaiting trial for murder to the release of jailed members of the West German Baader-Meinhof anarchist gang.

Officials in Frankfurt, acting with the assistance of a psychologist, implemented a plan of psychological warfare. "We're trying to wear him out," said Frankfurt Police Chief Knut Mueller.

The man, who described himself as a former inmate of a Nazi concentration camp who



**MARGIT SOMMER**  
Stewardess Unharmed

## B52 Pilot Praised

SAIGON (AP) — A U.S. B52 commander was credited by the Air Force today with saving top-secret electronic equipment from falling into North Vietnamese hands by guiding his crippled bomber into friendly territory before it crashed.

"It was a masterful job," said one senior Air Force official, speaking about Capt. Norbert J. Ostrozny, 30, of Lackawanna, N.Y., the aircraft commander. "He did it with sheer skill and bravery."

Earlier, Secretary of Defense Melvin R. Laird sent congratulations to Ostrozny.

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**58**

**Auto Deaths In Berrien County In 1972**

Jenkins, 80, of Route 1, Box 437. She was pronounced dead at the scene by Dr. John A. Valantjeus of New Buffalo, deputy medical examiner.

Her husband, Gordon, 80, driver of the car, was listed in

# THE HERALD-PRESS

## Editorial Page

W. J. Banyon, Editor and Publisher  
Bert Lindenfeld, Managing Editor

## Prime Time Rule Under Review

Better than a year ago the Federal Communications Commission adopted Rule 73.658 (k) more familiarly known as the prime time rule.

It limited the major networks to pre-empting three hours of the 3½-hour span between 7:30 to 11 p.m. Eastern Time for their owned and affiliated stations in the U.S. major markets. As defined by the FCC this means the country's first 50 metropolitan areas in which the three networks supply the programming for 205 stations.

The FCC's announced reason for taking the half hour from the networks was to stimulate local programming.

The result was a mixed blessing, the consecration being definable pretty much by pocketbook thinking.

This stimulation for local programming never materialized.

The FCC's publicly stated desire that the local stations would bestir themselves to show their local audiences what gives in the home town has not been realized.

Instead the local outlets turned to reruns of Hee Haw, Lawrence Welk and the like, or bought game shows.

The audience rating in this interlude did not, per FCC expectations, pick up. If anything, it dropped slightly. The numbers game before and after the non-network hiatus contrasts sharply with that freed up period.

The station operators, however, are not dismayed in the least. They have been able to jam the half hour slot with more commercials than before Rule 73.658 (k)'s adoption, and can they buy the rerun or the game show cheaper than they can stage a local production.

The rerun syndicates and the game show producers are equally happy for being a market where none heretofore existed.

The movie studios are unhappy with the disruption to their full length shows and the networks are divided on the issue.

NBC is actively fighting to repeal the rule because of its reliance on the Movie of The Day alliance.

ABC, the smallest network, is silently supporting the rule's continuance because of the breather effect it allows the prime studio.

CBS, another Movie of The Day programmer, has not announced its position. Part of the silence may trace to a desire not to be overly prominent in the Washington limelight at this time. There is a speculation along the Potomac that the White House is gunning for Bill Paley's kingdom because of what Nixon feels was prejudicial reporting during the campaign just ended.

These embattled pocketbook complaints explain the true reason for the rule itself.

The FCC thought the movie studios were pushing the independent producers of variety shows out of the field and decided something must be done to even

up this economic imbalance.

The Commission, however, did not anticipate the local stations would go to the game show and rerun dime store for its product.

★★★

Its recent invitation for all interested parties to file comments on the possibility of repealing the prime time rule is an obvious effort to determine the extent of this unexpected enrichment for some and the bleeding of others.

Also quite likely in the Commission's thinking is Nixon's statement during the Presidential campaign that he believes the audience is surfeited with reruns.

Technically the FCC is one of those agencies independent from White House control. Nonetheless, the apron strings are present in a variety of crochets.

The reader can imply from the foregoing that the present bustle is all for those with a stake in the business and, as usual, little thought is given to the customer.

The deduction is correct on the surface but it does overlook an inverse consumerism which has characterized FCC action since its creation in 1934.

The Commission is motivated by the balanced program theory.

This means a radio or TV station should log consistently something of interest to farmers, laborers, businessmen, every religious sect, ethnic groups, minorities, men, women, children, right on through the line to dog lovers and cat haters.

This uplifter spirit flows over into a hard fact which the FCC has to accept however much it dislikes the thought.

Basically, radio and TV are entertainment media. They can be educational, informative and thought provoking, but the audience for the most part prefers to be diverted, not bombed out of its chair. The diverse ratings between Johnny Carson and Dick Cavett well illustrate this marketplace preference.

Even so the FCC inherently feels the entertainment should be on a Boston Symphony plane as opposed to a rock'n roll level.

Aside from its fundamental economic purpose, the prime time rule has a spiritual tracing to the attitude the viewer should hear or see what is good for him rather than what he wants.

The Commission has to function from the legal premise of the air waves belonging to the public and consequently it must force feed the concept of every voice and leaning being acknowledged.

The endeavor to put the theory into practice rather than the audience deciding the programming content produces a mish mash which only partly satisfied the viewers.

If left to itself, dial switching would yield the result which Commission decrees can not achieve.

## 'A Policeman's Lot' Really Isn't Very Happy

A San Francisco psychiatrist reports a new illness caused by today's social tension — "policeman's syndrome."

The status of a policeman, says Dr. Martin G. Blinder, has shifted abruptly from "straightforward and politically approved opponent of evil" to where he has now become the buffer between powerful social forces.

This new role, he says, is unfamiliar,

complex and ambiguous, as well as politically charged. As a result, his police officer patients suffer accelerated heartbeats, sweats and lightheadedness.

Policemen are literally getting sick of being called "pigs."

Meanwhile it is interesting to note that on the college campus, where this lovely term was a favorite of the love generation, students are being mugged, raped and robbed with such "alarming frequency" that they are demanding more protection from campus security officers — police, that is.

So reported John W. Powell, executive secretary of the International Association of College and University Security Directors, at a recent conference at Pace College.

Maybe the kids are getting tired of calling a hippie when there's trouble and nobody comes.

A lightning bolt generates temperatures five times hotter than the surface of the sun, National Geographic says.

Glider mail was tested in 1934 when a plane took off from New York towing three gliders. As the sky train passed Philadelphia, Baltimore, and Washington, the rearmost craft was cut free carrying mail for that city, National Geographic says.

## The Winner



## GLANCING BACKWARDS

### KENNETH BERMAN APPOINTED TO BOARD

— 1 Year Ago —  
Kenneth E. Berman, 39, a Whirlpool executive, became a member of the Lakeshore board of education yesterday, replacing Donald E. Smith, who resigned.

Berman was appointed by the board to serve until the June 12, 1972, election. Smith resigned because he was moving from the district. Berman is a certified public accountant, director of corporate accounting at Whirlpool, where he has worked since 1966.

### JOCHMANS COMPLETE FIRST QUARTER

— 10 Years Ago —  
John J. Jochmans, son of Mr. and Mrs. James G. Purdy, 810

Michigan, after receiving a congressional appointment to the United States Merchant Marine academy from Rep. Clare E. Hoffman, has successfully completed the first academic quarter of a four-year course.

The course is designed to prepare him for a career as a deck officer in the U.S. Merchant Marine. At the completion of this year he will be assigned to various vessels of the American Merchant marine to sail throughout the world. He will visit approximately 20 foreign countries.

Rabaul, once-powerful Japanese base in the South Pacific, appeared near today — dangerously near for the enemy.

This was emphasized by a naval spokesman who told of mounting damage to Japanese ships and planes in the Rabaul area, and asserted, "The Japanese have suffered enough damage to important fleet units to give them cause for serious consideration of abandoning the base as too hot to handle."

### TO REORGANIZE

— 39 Years Ago —

The government finally has authorized the reorganized Farmers' Merchants bank of Benton Harbor to reopen.

### FOOTBALL SCORES

— 49 Years Ago —

St. Joseph beat Holland 26 to 20 in a last minute rally in the football game in which Quarterback "Pinkey" Ludwig sneaked through the line for a touchdown.

### TO HEAR BOTH SIDES

— 59 Years Ago —

Rear Admiral Robert E. Peary will lecture tonight at the Bell Opera House on his north pole explorations. Tomorrow evening Dr. Frederick A. Cook, who still insists that he discovered the pole a year before Peary reached it, will tell his story. Cook adherents will be in the audience tonight to question Peary on the authenticity of his claims. They have a list of questions to submit to the explorer.

### OPEN STORE

— 81 Years Ago —

William Bradford and mother, Mrs. James Bradford of Benton Harbor, have opened a new general notion and fair store in the Melsheimer building on Main street. It will be known as the Chicago Cash Store.

editorial telling of how the world's astronomers physicists are trying to find out what a "quirk" is, supposedly one of the 90 plus subatomic particles of the atom.

I have went beyond them. I am trying to find out what the "QUIRK" is in Man that he will not "believe" anything new unless he can "EXPERIENCE IT TOO," such as the man who will read a sign reading "Wet Paint," put there to protect him, yet he won't "believe it" until he too puts a finger into it, and then wondrously says "it isn't it."

With these atomic power plants we dare not wait to "experience" this "disaster" before we too will "believe," these concerned and learned men, who so urgently tells us of this certain and IMMUTABLE disaster, that misguided and willful men are building to destroy us and our beautiful and bountiful land.

We as individuals cannot do this alone, we need the help of the Press to arouse the public to this danger!!! We must have the truth, the whole truth and nothing but the truth.

Will you help us. We are only fighting for your life, your families' life as well as our community's life.

As the time honored slogan of the Press has been, "An informed Public is the only and best protection we have against dictatorship." I will look forward to your help in the matter.

I am enclosing a clipping from the Detroit Free Press of Nov. 16, 1972 detailing some recent hearing results and comments by some of the (AEC) best established and lay scientists in the country on the subject. I trust you will find it useful now and in the future.

I would consider it an honor and privilege to work with you and your staff on the "problem".

I know Mr. Donald C. Cook made some bitter and derogatory remarks about "we irresponsible inter-

Just recently you had an

(See page 20, column 5)

## Bruce Blossat

## Politically McG Still In The Dark



WASHINGTON (NEA) — Nothing Sen. George McGovern said in the aftermath of his defeat suggests he learned very much from it, or indeed that he understands very much at all about the real nature of politics in the large. Evidently he still sees the 1972 campaign as a great morality play in which Good (McGovern) surely would have triumphed over Evil (President Nixon), had not the drama been upset by distracting offstage noises, principally the May 15 shooting of Alabama's Gov. George Wallace.

Purely as an aside here, it does not seem to have struck McGovern what sad commentary it is upon the Democrats as the nation's majority party to argue that they can win the presidency only when there is a third party effort (such as Wallace might have mounted) to assist them in holding down the opposition. But the apparently ineradicable flaw in McGovern's political understanding is his persistence in viewing politics fundamentally as a test of moral principles.

Politics in reality is the arena in which men confront each other in the inevitable human conflict over what to do, how to get it done, and who to entrust with the great tasks of making society function and, hopefully, advance.

The political arena is not a church where immutable truth is heard and accepted. It is a town meeting hall where dif-

ferences are voiced, at least some of the conflicts resolved, and leaders chosen to take the participants from discordant conflict to some kind of effective action.

Most often, conflicts are resolved by mutual accommodations made by the spokesmen for conflicting interests. The word for this, of course, is compromise.

But moral principle, by definition, is pure. To compromise, to be in fact political, is thus automatically to be immoral. It is therefore unmistakably clear that morality, meaning rigid adherence to pure moral principles, has virtually nothing to do with politics.

This is not a cynical view. It does not commit politics to immorality. It does not bar politicians from giving voice to their own, their party's, or their country's moral ideals.

What is being argued here is that politics is man's natural battleground for resolving his inescapable differences, and morality, conceived as a set of unchanging guidelines fervently sustained has no major place on that battlefield.

Morality, if thought of as a system — universally (or nationally) accepted and observed, is perfectionism. But people are imperfect, and in the bargain greatly diverse in views, attitudes, talents, energies, and opportunities. Politics arose in this world as the crucial human means of dealing with these differences and imperfections.

## Jeffrey Hart

## Nixon Approach Is Pragmatic



At first glance, Richard Nixon's often declared admiration for Woodrow Wilson seems misplaced and slightly absurd.

As is widely known, Nixon as Vice President made a point of using Wilson's old desk; and when he finally could call the Oval Office his own he had LBJ's behemoth desk moved out and Wilson's moved in.

But — Woodrow Wilson? The former Princeton president and Presbyterian idealist, with his Fourteen Points, League of Nations and holier-than-thou maxims who was taken to the cleaners first by Lloyd George and Clemenceau and then by his own Senate? Wilson: the perfect embodiment of the idealist as dupe? Nixon and Wilson?

Nevertheless, looking more deeply into President Nixon's declared affinity for President Wilson, it is possible to discern a deeper level of truth.

Nixon, it becomes clear, conceives of himself as pur-

using Wilson's goal of a stable and peaceful international order. But he also thinks of himself as correcting Wilson's "mistakes," often inverting his methods (Kissinger's secret diplomacy), and proceeding on an opposite theory of human nature.

Wilson was preachy and hortatory, a great coiner of phrases. He thought of himself as appealing to men's best instincts. He was like McGovern, only major league. But Nixon sees that Wilson lost disastrously in his appeal to idealism. Nixon, in contrast, is like a Wilson who has read not Emerson but Thomas Hobbes or St. Augustine. He hopes to base an international order not on men's ideals but on their interests. His bet is that their interests will provide a surer foundation.

Consider China's recent purchase from U.S. of ten Boeing 707s, by far the most concrete commercial transaction to emerge so far from Nixon's Peking summitry.

These jet airliners are intended to provide the core element of China's civil air transport structure, and the purchase is far more significant than an equivalent purchase in food or consumer goods or heavy machinery. Through this purchase, Peking will make itself dependent to a measurable degree on American technology. Pilot and crew training, replacement parts, and probably ground installations and equipment will come from the U.S. The Chinese bought a few Soviet Ilushyns and four used British Tridents. But it is clear that they have now decided to buy American, and this has two implications. They evidently have decided that the current detente is going to be durable; and they are also willing to be in some measure tied to American — rather than Soviet or British — export policies.

Nixon's calculation, it is clear, is that a network of ties such as this will in the long run prove more important than ideology in the creation of international stability. Contemplating an anti-American adventure, Peking will have to ask itself: Is it worth it?

## BERRY'S WORLD



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"Why are you looking like that—is there another woman or did the Dow Jones Industrials go over a thousand again?"

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## When Cleveland Avenue Is Repaved Youths Request Bike Path

Over 100 signatures, mostly those of youngsters, appear on petitions requesting that a path for bicycles be put in along side Cleveland avenue, when the road is repaved.

The petitions, sent to the Berrien County Road Commission and the St. Joseph township board make the following request:

"Please put in a bike path beside Cleveland avenue, when Cleveland avenue is being repaved, so that children and adults can ride bicycles safely along the road."

Signatures on the petitions come from various subdivisions along Cleveland avenue in St. Joseph township. A number of parents have also signed the petitions, which were circulated by Cub Scout Den 4, Pack 19.

A brief letter to the road commission and township board, from the Cub Scout group accompanied the petitions.

The letter said in part: "We hope that after you investigate this, you will find you can do it. We are looking forward to your answer."

Cleveland avenue is scheduled for repaving next year.



HE'S HERE: Santa Claus arrived at Fairplain Plaza Friday for an enthusiastic reception with youngsters. Philip Barricklow, 5, (left) and brother Tim, 4, of

Coloma are among his most avid fans. Day after Thanksgiving marked opening of Christmas shopping season. (Staff photo)

## Deputy Almost Witness

Misses Robbery  
By Five Minutes  
While On Patrol

Berrien Sheriff's Deputy Larry Eichelberger said he just missed being on the spot when the Open Pantry market in Fairplain was robbed of \$200 Thursday night.

Eichelberger added that he probably saw the two men involved in the robbery when he passed the market on patrol and noticed an auto with two men near the Open Pantry, 130 West Napier avenue, about five minutes before the robbery was reported.

The car observed by Eichelberger matched the description of one seen by a witness, leaving the lot just after the robbery.

The robbery was reported at 10:56 p.m. by Steven Sprague, 18, night manager of the store. Sprague said two men entered. One walked to the checkout counter and asked for a pack of cigarettes, while the other stood near the front door, about seven feet away.

Sprague said when he rang up the sale and opened the cash drawer, the man at the counter pushed him and grabbed the money, in ten, five and one dollar bills.

Both men then ran from the store and drove east on Napier toward Colfax avenue. Another couple, driving into the market lot, said they saw an auto speed away. The car was described as a gray or blue Oldsmobile.

Deputy Eichelberger said five minutes before the robbery was reported, he saw such an auto turning off Colfax onto Napier.

The store manager was reported unhurt, and no weapons were used, sheriff's officers said.

Both men were described as about 18 years old.

## Holiday Death Toll At 336

From Associated Press  
The nation's traffic death toll weekend reached 336 at 9 a.m. today.

Rain, sleet and snow posed hazards for motorists in a large part of the midcontinent, and showers dampened roadways in Florida and the Pacific Northwest. Clear, dry conditions prevailed elsewhere.

The count of traffic deaths began at 6 p.m. local time Wednesday and will end at midnight Sunday.

**Bus Crash Kills 5**  
SHIZUOKA, Japan (AP) — A tourist bus carrying 27 persons plunged 50 feet off a national highway this morning, killing five occupants and injuring 21, authorities said.



BEAR LIFT: William Hardin used the hoist on his wrecker to mount this trophy alongside gas pumps at his service station, 1467 Main street, St. Joseph. Hardin said the 300-pound bear "stumbled" onto him while he was sitting on a deer runway Nov. 21 in Dickinson county of the Upper Peninsula. He dispatched the bear with one shot. In 15 years of hunting in the U.P., Hardin has bagged nine bucks, and this is his first bear. (Staff photo)

## Sweet-Talking Trooper Has Way With Pigs

Two pigs that strayed onto a roadway were "roped and sweet-talked into a dog pen" by a state trooper who has had previous experience with pigs, according to the report filed at the Benton Harbor post.

It was reported that the pigs got loose Friday and were wandering along Adams at Central avenue in Hagar township.

Trooper Dennis Barnes was dispatched to

the area, but couldn't locate the owner right away. Barnes, who reportedly has worked with pigs, got out a rope and used the sweet talk. He moved the animals into a nearby dog pen. The owner later was found to be David Faulstich, Adams road, troopers said.

It also was later discovered that the pigs, both Yorkshire breed and valued at \$100, answer to the names Dagmar and Grace.

## Brighten Gloom By Helping Out H-P Yule Fund

Everybody talks about the weather but nobody does anything about it said Mark Twain but Herald-Press Good Fellows have found a way to brighten up a dark day.

Few people will deny that the weather has been pretty gloomy lately. In the last three months we have had snow, rain, wind storms and very little sunshine. Indian Summer? It passed us by completely.

A lot of gloomy days strung together can be wearing. It takes all the fun out of the Christmas season. Tempers grow short. The weather takes its toll.

If anybody wants to lift themselves out of the weather-inspired doldrums one of the best and quickest ways is to give to the Good Fellow fund at the Herald-Press. If you think things are bad with everything so gloomy and all-just imagine how rough it is on those who have little material wealth to ward off the cold, to push back the gloom or to help the youngsters get in the mood for the holiday.

One of the Good Fellows, who, from the very beginning 40 years ago has given both money and muscle, is the

Herald-Press. Early in the campaign comes \$100 to boost today's total to \$239.75 towards the \$3,500 goal. That means \$2,260.25 to go.

All of the bookkeeping, the distribution of the gifts just before Christmas and the accounting afterwards is provided by the newspaper at no cost to the fund.

The annual newsie sale, to be held Dec. 15 this year, is also a promotion of the paper. Each year Lions clubs in the area, and for the last few years the Greek letter societies from Lake Michigan college, have been hawking special editions of the Herald-Press to put the fund over the top.

An interesting fact of life of Good Fellows is that many people give more than once. Some send in their gift early and then can't resist the newsies on Good Fellow sale date.

But it's also true that giving makes people feel good so the Good Fellow fund stands ready to help everyone brighten up their day.

One of the Good Fellows, who, from the very beginning 40 years ago has given both money and muscle, is the



## Auto Strikes Tree

Coloma Couple, Children Hurt

COLOMA — A Coloma couple was hospitalized and their two children treated and released after the car in which they were riding left North Coloma road and struck a tree late yesterday morning.

Reported in fair condition at Memorial hospital, St. Joseph, this morning was Mrs. Patricia Rutherford, 21, of North Coloma road. Her husband, Daniel Wayne Rutherford, 24, driver of the car, was reported in satisfactory condition at Watervliet hospital.

Their children, Rhonda, 5, and Kimberly, 3, were treated at the Watervliet hospital emergency room and released. They were reportedly staying with relatives today.

According to Coloma township police, Rutherford was traveling south on North Coloma road at 11:40 a.m. yesterday when he apparently lost control of his car. The car swerved across the road and struck a tree.

The driver was issued a summons charging him with failure to have his vehicle under control.

## Thousands Open Yule Season

CHICAGO (AP) — Police estimated more than 750,000 persons jammed the streets of downtown Chicago Friday, the day regarded by merchants as the traditional beginning of the Christmas-shopping season.

Forty extra policemen were assigned to the Loop to handle the crowds and direct traffic.

## NP Good Fellow Fund Sweetened By New Gifts

The Good Fellow fund \$120 richer today pushing the 1972 effort up to \$255.20.

New contributors include Jim & Gen's Motorcycle & Snowmobile shop up on Hagar

Shore road. Jim and Gen sent \$10 and volunteered the use of their snowmobiles if Santa Claus' reindeer should pull up lame on the big night.

Dr. Benard Radde and his wife, Sally, also gave \$10 along with best wishes for a "Happy Christmas" to all. When Doc's not treating teeth he's tending to affairs at Lake Michigan college as a member of the board of trustees.

And the Palladium Publishing Co., the place where the Good Fellow fund started, stuffed \$100 into Santa's bag. Just a month from today it will be Christmas. "So keep it coming, Good Fellows," Santa urged. "We've got lots of room in the cash till and a lot of uses for your Good Fellow gifts."

This year's Good Fellow gifts will go for three purposes. Good Fellow donations will make Christmas brighter for the elderly who otherwise would have a bleak holiday. Children will be clothed and there'll be a contribution to the Berrien Drug treatment center for its campaign against narcotics abuse.

So put a smile on Santa's face and one on your own. Join the ranks of Good Fellows.

## Nuclear Center To Host Winter Sports Show

BRIDGMAN — A free admission winter sports show will be held at Indiana & Michigan Electric company's Cook Nuclear center here Saturday and Sunday, Dec. 2-3.

Area merchants will participate in the show which will feature outdoor and indoor displays of winter sports merchandise.

Portions of the center is parking lot will be devoted to displays of snowmobiles, trailers, and accessories. Inside in the lobby, the display will include sleds, toboggans, skis, and ice fishing equipment.

Center personnel also will model winter sports attire during both days of the show.

Regular center visiting hours will prevail for both days of the show 10 a.m. to 5 p.m. on Saturday, Dec. 2, and 12 noon to 6 p.m. Sunday, Dec. 3.

## BH Board Will Meet On Monday

The regular work session of the Benton Harbor board of education will be held Monday at 7 p.m. in the school administration office, 400, Pipestone street.

The meeting originally was scheduled for Dec. 4 but was moved to Nov. 27 because several board members would be absent Dec. 4.

The board this year adopted



an open door policy for its work session and invites the public to attend.

## 'The Death Of Cities' Will Be Topic Chamber Dinner Slated Dec. 6

"The Death Of Cities — And To Do About It" will be the topic for a Twin Cities Area Chamber of Commerce legislative-social dinner Wednesday, Dec. 6, at Ramada Inn, south of Benton Harbor. Speaker will be Dr. Richard

N. Farmer, professor and chairman of international business, at Indiana University.

The guest list includes the mayors of Benton Harbor and St. Joseph, both city com-

missions, the Berrien county board of township officials from Benton, St. Joseph, Lincoln, Sodus and Royalton; State Sen. Charles O. Zollar; State Reps. Harry Gast, Jr., Ray Mittan and Bela Kennedy.

John Banyon, chamber vice president for governmental affairs, said: "This meeting will give chamber members the opportunity to become better acquainted with the functions of city and county government in addition to the

governmental officials." The evening will start with a social hour at 5:30 p.m. followed by dinner at 6:30. The tab is \$10 per person. Reservations can be made by calling the chamber office.

## Meany Comfortable

TARRYTOWN, N.Y. (AP) — Labor leader George Meany's condition was reported as unchanged early today at Phelps Memorial Hospital, which said he was resting comfortably after being stricken with chest pains Thanksgiving Day.



**DEMOLITION TARGET:** Watervliet's oldest building, a 107-year-old structure housing Martha's Beauty Salon and Yarn Center on Main street will be demolished before the end of month to make way for new building for the business. Plans call for new building to be completed within three months. A temporary location for the salon and yarn center has been established on Paw Paw avenue. (Cliff Stevens photo)

## '1225' Is Magic Number For State Fruit Growers

BY ALAN AREND  
Staff Writer

**GRAND RAPIDS** — Women for the Survival of Agriculture in Michigan (WSAM), along with the state's fruit growers will be watching the State Legislature when it reconvenes Monday.

The Michigan House of Representatives has a special piece of legislation on its agenda when it reconvenes Monday — the Michigan Agricultural Marketing and Bargaining Act, called Senate Bill 1225.

WSAM feels the bill, introduced by State Senator Charles O. Zollar (R-Benton Harbor), could help farmers stay in business.

If passed as presented, it would permit growers to form into accredited bargaining associations enabling growers to negotiate with food processors for a "reasonable price" for the fruits and vegetables they grow, according to Mrs. William (Pat) Cohill, publicity chairman of WSAM's Grand Rapids area chapter.

"Until this bill is passed, growers will continue to be forced to accept whatever prices food processors set for their crops," Mrs. Cohill said. "Often these prices do not cover actual growing expenses, and have been forcing Michigan farmers to consider other means of livelihoods."

We are basing our future

plans and hopes on the passing of Senate Bill 1225," Mrs. Cohill stated. "This will allow the farmer to negotiate for his fair share and still keep prices at a reasonable level for the consumer."

Mrs. Cohill said that the majority of Michigan farms

are family owned and operated, many by third and fourth generations. She contends state farmers make only 80 per cent of what their city cousins are paid.

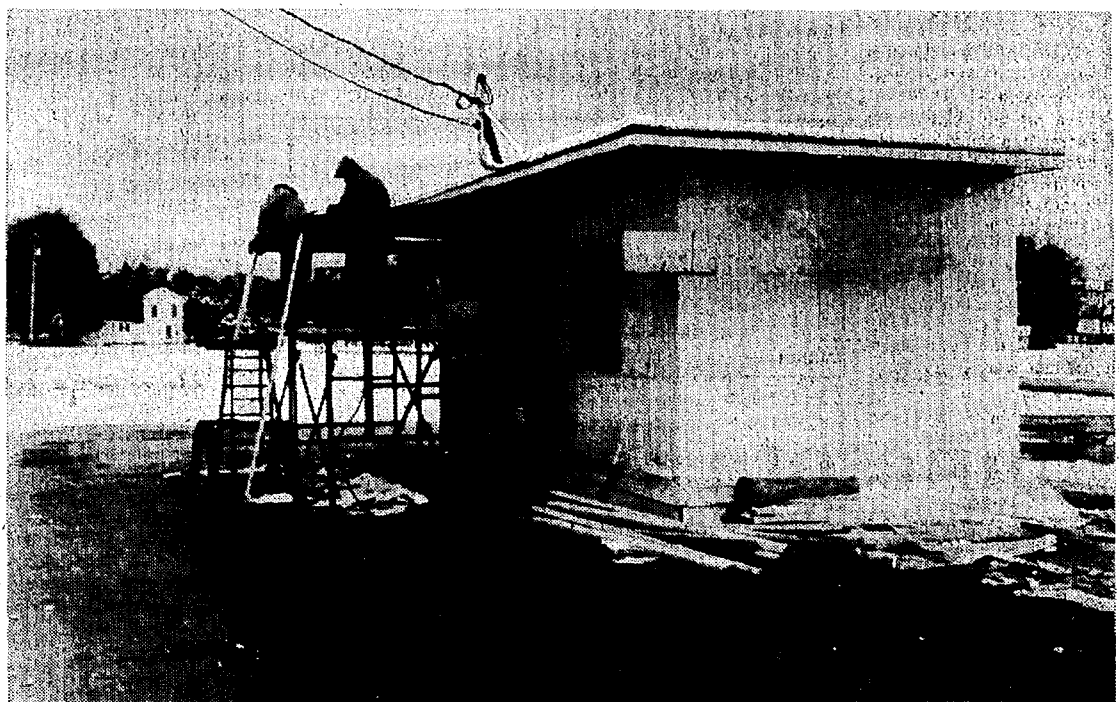
"We represent only 4 1/2 percent of Michigan's total population, yet we're proud of

the role we play in feeding not only all of Michigan, but people in other states as well," she said.

She said Michigan farms represent huge investments in equipment, land, manpower and working hours, as well as continually updating their

education as to the best and most, modern methods of farming.

"But today, we are being forced out of business because, in many cases our crops are not bringing enough money to pay for the expense of growing them," she said.



**BANK BRANCH:** A new branch of Citizens Trust and Savings Bank will open in South Haven township during mid-December near the intersection of Blue Star Memorial highway and M-43. Bank president James Pence said branch will be temporarily located in a trailer while construction of a permanent facility is

underway. The branch will offer all services of other Citizens banks except safety deposit boxes according to Pence. Citizens Trust and Savings has banks in South Haven, Bloomington, Saugatuck and Fennville. (Tom Renner Photo)

## Migrants File Suit In Van Buren Over Food Stamp Prices

BY STEVE MCQUOWN

**PAW PAW** — A group of migrant farm workers has filed suit in Van Buren Circuit Court claiming that present policies for determining how much farm workers must pay for food stamps is in violation of their constitutional rights.

In addition, the suit asks the court to force the state and county social service depart-

ments to develop guidelines for selling food stamps to migrant farm workers and also asks for retroactive food stamp benefits the suit claims the workers were denied in April and May of this year.

Named as defendants in the suit are Bernard Houston, director of the Michigan department of social services, and Charles Higgins, director of the Van Buren county social

services department.

The suit was filed this week by Edward M. Yampolsky, of the Berrien legal aid services bureau, and Richard N. Feferman, an attorney representing the United Migrants for Opportunity, Inc. in Hartford.

The suit claims that the eight workers filed application for food stamps in April and May of this year and all were certified as eligible to receive stamps.

However, the suit states, the workers requested an administrative hearing to contest the "...determination by the county as to the required purchase price for their coupon (food stamp) allotments."

The migrant workers claim that the county based the purchase price of their food stamps on predicted family income for the coming month and that at the time of the June administrative hearing, neither the state or county had developed any guidelines for predicting income of families employed as farm laborers.

Such an absence of standards, the suit claims, is arbitrary and unreasonable and in violation of the workers' federal and state constitutional rights.

The suit also claims that the state director erred when he affirmed the decision growing out of that June administrative hearing on the price charged for the food stamps.

That hearing officer was identified as William Griffin, and a copy of what was purported to be his administrative decision was appended to the suit.

Griffin said, in part of his written decision, that while any prediction cannot be absolutely accurate, the object of food stamp statutes "...is not simply to provide households with a nutritionally adequate diet; the object includes also that each household shall pay up to 30 per cent of its income for such diet unless the income is less than \$30 per month for a family of four."

Griffin dated his decision in September, it was affirmed by the state director in October and mailed to the attorney for the workers who had 30 days from Oct. 24 in which to appeal the decision.

Plaintiffs in the suit were all described as migrant workers and were identified as George Bowers, Gumecindo Villarreal, Jesus Villarreal, Yolanda Alvarez, Eucario Ruiz, Juanita Rodarte, Abraham Gomez and Ricardo Garcia.

### HITS HOUSES

## Niles Driver Hospitalized By Accident

**NILES** — A Niles man was reported in good condition this morning at Niles Pawling hospital, after his car allegedly crashed into two houses and a car.

City police reported a car driven by Joe Ferguson, 25, of 221 Woodruff street, was northbound on South Fifth street about 2:30 a.m. today, when he lost control of it.

Police said the vehicle crossed the street, knocked a corner off a house at 120 South Fifth; crashed into the rear of a parked 1973 model car, pushing it into a garage; then continued on to 114 South Fifth, where it crashed into another house.

Extensive damage to the houses, parked car and garage were reported by police.

He was arrested on a charge of reckless driving.

## Milliken Denies He Was Offered Cabinet Post

**TRAVERSE CITY, Mich. (AP)** — Gov. William Milliken has denied a report he was offered, and turned down, a cabinet post in the Nixon administration.

Newsman Dennis Charles of South Bend, Ind., television station, quoting only "a reliable source," said Friday Milliken rejected the offer because leaving Michigan would mean Republicans no longer would have the tie-breaking vote in the state Senate.

Lt. Gov. James Brickley, who casts the decisive vote in case of a Senate deadlock, would move up to governor if Milliken left office before his term expires.

The station's report did not specify which cabinet post was involved.

"The story is half right," said Milliken's press secretary, George Weeks. "He was not offered anything but had he been he would have turned it down. He's not

only had no offer, but he's had no interest in a cabinet position."

White House Press secretary Ronald Ziegler said he would not comment on any personalities and added: "We'll announce appointments when decisions are made." He cautioned about speculating over appointments.

However, the governor said during an Associated Press interview last month, "My only interest is in Michigan. I haven't made a decision whether to run again in 1974 but I like my job."

Milliken said in the interview he believes the greatest challenge available in politics today is in the state legislatures and governorships of the major states.

The governor has said repeatedly he has no interest in a federal appointment.

## Candidate Files Expense Account

An unsuccessful candidate for 8th district Berrien county commissioner and a committee treasurer have declared a total of \$557.46 in Nov. 7 election expenses with the Berrien county clerk.

A statement filed by Donald R. McAdams, a Democrat unsuccessful in a bid to unseat Republican county board Chairman Lad Stacey, declared \$309.74 in expenses,

\$556.22 in unpaid bills and zero in contributions. Harold Phillips, treasurer of the People For McAdams committee, declared \$191.50 in expenses and an identical amount in contributions.

Township office candidates were the only others to file election expense statements recently at the clerk's office, and they declared no bills, expenses or contributions.

## Aid Is 'Pending'

**LANSING, Mich. (AP)** — Gov. William Milliken reports that about 80 Michigan school districts, unable to spread taxes because of pending state action, will get a major assist if two bills under consideration by the legislature win passage.

"These districts have appeals before the State Tax Commission regarding equalization," the governor said, "and a recent State Supreme Court ruling makes it impossible for these districts to spread taxes until appeals have

been resolved."

However, he said, members of the legislature are aware of the problem and it appears the bill will be passed to ease it.

The bills, sponsored by Rep. John Mowat, R-Adrian, would allow up to 80 per cent of the assessed valuation to be levied and short term borrowing by the districts while the Tax Commission questions are pending so that schools could meet much of their financial needs.



**SITE CLEARANCE:** Property located next to grounds of Coloma's high school and junior high school is being cleared and leveled. Land was purchased in February by schools for possible future use. No definite

plans, however, have yet been made for the 7.4 acre site. Work is being done by George Miller and Sons, St. Joseph, under contract with school board. Cost is to be \$11,795. (Cliff Stevens photo)



## LEGAL NOTICES

## NOTICE OF MORTGAGE

Default having been made in the conditions of a certain Mortgage made by Clarence E. Shaw and Elizabeth Ann Shaw, husband and wife, to Edward R. Wolfert and Vera F. Wolfert, husband and wife, dated November 1, 1968, and recorded in the office of the Register of Deeds for the County of Berrien and State of Michigan, on November 4, 1968, in Liber 841 of Mortgages, on page 813 on which Mortgage there is claimed to be due at the date of this notice, for principal and interest, the sum of Two Thousand Six Hundred Eighty-five and 90/100 (\$2,685.90) Dollars, and no proceedings having been instituted to recover the debt now remaining secured by said Mortgage, or any part thereof, whereby the power of sale contained in said Mortgage has become operative;

Now Therefore, Notice is Hereby Given that by virtue of the power of sale contained in said Mortgage and in pursuance of the statute in such case made and provided, the said Mortgage will be foreclosed by a sale of the premises therein described or so much thereof as may be necessary, at public auction, to the highest bidder, at the front door of the Courthouse on Port Street in the City of St. Joseph, Michigan, and County of Berrien, Michigan, that being the place of holding the Circuit Court in and for said County, on December 12, 1972, at 10:15 o'clock Eastern Standard Time in the forenoon of said day, and said premises will be sold to pay the amount so as aforesaid then due on said Mortgage together with seven (7) per cent per cent interest, legal costs, Attorneys' fees and also any taxes and insurance that said Mortgagees do pay on or prior to the date of said sale; which said premises are described to said Mortgage as follows, to-wit:

Lots 42, 43 and South 1/2 of Lot 44, Plat of Fieldview, St. Joseph Township, Berrien County, Michigan, according to the recorded plat thereof.

The redemption period in connection with this foreclosure will be ONE (1) year from the date of the Sheriff's Sale.

Edward R. Wolfert, Mortgagor.  
Vera F. Wolfert, Mortgagor.

Dated: November 1, 1972  
David Vander Ploeg, Attorney for Edward R. and Vera F. Wolfert  
Business Address: St. Joseph Savings & Loan Bldg.  
St. Joseph, Michigan 49085  
Nov. 11, 18, 25,  
Dec. 2, 1972 H.P. Adv.

MEETING OF THE CITY COMMISSION HELD AT THE COMMISSION CHAMBERS AT THE CITY HALL, ST. JOSEPH, MICHIGAN AT 7:30 P.M. O'CLOCK, NOVEMBER 13, 1972.

PRESENT: MAYOR SMITH, COMMISSIONERS GAST, HANLEY, SELENT & TOBIAS, L. L. HILL, CITY MANAGER, A. G. PRESTON, JR., CITY ATTORNEY, CHARLES J. RHODES, DIRECTOR OF FINANCE.

Minutes of the meeting held November 6, 1972 were approved as presented.

Report of the vouchers to be allowed November 13, 1972 were presented as follows:

Election Payroll

Gen. Vo. Nos. 18056 —

18119, incl. 1,520.00

Bills are as follows:

Commission 229.47

Director of Law 432.90

Elections 50.34

Manager 6.00

Director of Finance 437.88

Assessor 1.80

Engineer 15.17

Fire Department 125.84

Police Department 932.64

Traffic 50.93

Cemetery 4.76

Municipal Building 18.25

Streets 2,481.90

Water 101.16

Water Filtration

Plant 560.50

Housing Code Enforcement

Dept. 3.18

Garbage & Rubbish 1,599.86

Parks 928.60

Forestry 124.85

State Gasoline

-Refund 420.00

Gen. Vo. Nos. 18120 —

18154, incl. 8,526.03

10,046.03

Mr. Hanley, seconded by Mr. Selent, moved approval of the foregoing report and that the director of Finance be authorized to issue vouchers in payment of the several amounts. Roll call resulted as follows: Yeas: Commissioners Gast, Hanley, Selent, Smith, Tobias.

and Tobias. Nays: None. Absent: None. Motion declared carried.

## RESOLUTION POSTPONING REHABILITATION PROCEEDINGS

WHEREAS on June 29, 1972, the City Manager of the City of St. Joseph determined that the houses and premises known as 719 and 723 Broad Street, St. Joseph, Michigan, are dangerous to life, limb or property and have deteriorated to the point where they have become a public nuisance and that said structures are beyond repair and should be torn down and completely removed pursuant to Section 2.506 of the Code of Ordinances of the City of St. Joseph, and

WHEREAS by resolution adopted July 3, 1972, the City Commission acknowledged receipt of the determination of the City Manager, accepted the findings therein contained and set Monday, August 7, 1972, at 7:30 o'clock P.M. in the Commission Chambers in the City Hall as the date, time and place on which the owner might appear before the City Commission and be heard respecting the condition of said buildings or structures, and

WHEREAS by resolution adopted August 7, 1972, the City Commission gave and granted Robert Farnan, owner, thirty (30) days to secure all permits necessary to bring said residences up to code, and ninety (90) days to complete the work, and

WHEREAS Robert Farnan, owner of said residence buildings, has requested additional time to complete the work described in the permit, and

WHEREAS the City Commission is fully advised in the premises

THEREFORE RESOLVED, that the City Commission hereby gives and grants Robert Farnan, owner, twelve (12) weeks to complete the work described in said permit, to make structural repairs and installation of necessary plumbing and electrical work.

RESOLVED FURTHER that further consideration of the determination that said houses and premises shall be torn down and completely removed is hereby postponed until Monday, February 5, 1973, at 7:30 o'clock P.M.

RESOLVED FURTHER that a copy of this resolution shall be sent forthwith to Robert Farnan, owner of said residences.

Mr. Gast, seconded by Mr. Tobias, moved approval of the foregoing resolution. Roll call resulted as follows: Yeas: Commissioners Gast, Hanley, Selent, Smith and Tobias. Nays: None. Absent: None. Motion declared carried and resolution adopted.

The City Manager presented a recommendation of the City Planning Commission dated November 10, 1972, approving the request of Donald W. Armstrong, for a special use permit to convert a two family dwelling located at 1515 and 1517 Niles Avenue, into an insurance agency downstairs and retain the apartment upstairs.

Commissioner Hanley, seconded by Commissioner Tobias, offered the following resolution:

## RESOLUTION GRANTING SPECIAL PERMIT FOR INSURANCE AGENCY

WHEREAS Donald W. Armstrong has requested a special permit to convert a two family dwelling located at 1515 and 1517 Niles Avenue into an insurance agency downstairs and retain the apartment upstairs, and

WHEREAS by letter dated November 10, 1972, the City Planning Commission approved the request of Donald W. Armstrong, and

WHEREAS the City Commission is fully advised in the premises

THEREFORE RESOLVED, that the City Commission hereby approves the request of Donald W. Armstrong for a special permit to convert a two family dwelling located at 1515 and 1517 Niles Avenue into an insurance agency downstairs and retain the apartment upstairs with the condition that construction begin within one year, and that remodeling drawings, and a parking plan and landscaping plan be submitted to the Planning Commission for review and approval.

RESOLVED FURTHER that the City Clerk is hereby directed to deliver a certified copy of this resolution to Donald W. Armstrong, 812 Ship Street, St. Joseph, Michigan.

Mr. Hanley, seconded by Mr. Tobias, moved approval of the foregoing resolution. Roll call resulted as follows: Yeas: Commissioners Gast, Hanley, Selent, Smith and Tobias. Nays: None. Absent: None. Motion declared carried and resolution adopted.

The City Manager reported the City is purchasing a light to be installed at Lake Blvd. and Park Street at a cost of \$1,328.00 plus installation. Mrs. Ruth Dolson, thanked the Commission for its prompt attention to the problem.

Mr. Smith, seconded by Mr. Tobias, moved to approve the purchase and installation of the above mentioned light. Roll call resulted as follows: Yeas: Commissioners Gast, Hanley, Selent, Smith and Tobias. Nays: None. Absent: None. Motion declared carried.

Mr. Tobias, seconded by Mr. Hanley, moved to grant the request of the Twin City Drum, Bugle and Fire Corps, Inc. to hold a tag day Friday afternoon and Saturday morning December 1 and 2, 1972. Roll call resulted as follows: Yeas: Commissioners Gast, Hanley, Selent, Smith and Tobias. Nays: None. Absent: None. Motion declared carried.

## RESOLUTION AUTHORIZING DEFENSE OF SUIT

WHEREAS on September 6, 1972, the City of St. Joseph filed a petition for annexation of that certain territory in the Township of St. Joseph described as Parcel A and Parcel B to the City of St. Joseph at the State Boundary Commission, Lansing, Michigan, and

WHEREAS on November 8, 1972, said Commission determined that the petition of the City of St. Joseph was legally sufficient, and

WHEREAS on November 6, 1972, the Township of St. Joseph and Orval L. Benson commenced injunctive proceedings against the State Boundary Commission in the Circuit Court for the County of Ingham, State of Michigan (File No. 14925-C), and

WHEREAS on November 6, 1972, Honorable Jack W. Warren, an Ingham County Circuit Judge, ordered the State Boundary Commission to show cause on the 17th day of November, 1972, why a preliminary order of injunction should not be issued as prayed in Plaintiff's Complaint and further that the Defendant commission, its agents, servants, employees and attorney be restrained and enjoined from entering an order for a public hearing with reference to the petition of the City of St. Joseph for initiation of territory in St. Joseph Township in accordance with its petition filed with the State Boundary Commission in File No. 72-AR-19, and

WHEREAS said order directly affects the City of St. Joseph and the initiation proceedings instituted by the City of St. Joseph in the State Boundary Commission (File No. 72-AR-19), and

WHEREAS it is advisable and for the best interests of the City of St. Joseph to intervene in said injunctive proceedings (File No. 14925-C).

THEREFORE RESOLVED, that the City Commission of the City of St. Joseph hereby determines that this City should intervene in said injunctive proceedings and should become a party thereto and hereby authorizes and directs A. G. Preston, Jr., its attorney, to enter his appearances on behalf of the City of St. Joseph in said proceedings and to intervene therein as a party Defendant on behalf of the City of St. Joseph and to do all things necessary or convenient to cause the injunctive order issued in said proceedings to be lifted and to oppose the relief prayed for the Plaintiffs therein and to do all things necessary or cause said injunctive proceedings to be terminated.

RESOLVED FURTHER that A.G. Preston Jr., as Attorney for the City of St. Joseph is hereby authorized and directed to do all things necessary or convenient to permit the State Boundary Commission to hold a public hearing pursuant to the petition of the City of St. Joseph filed in said Commission in File No. 72-AR-19.

Mr. Gast, seconded by Mr. Tobias, moved approval of the foregoing resolution. Roll call resulted as follows: Yeas: Commissioners Gast, Hanley, Selent, Smith and Tobias. Nays: None. Absent: None. Motion declared carried and resolution adopted.

Mayor Smith designated November 13 through 19, 1972 as Youth Appreciation Week.

## RESOLUTION APPROVING "RADIO ISLAND"

WHEREAS for many years the Island between the St. Joseph River and the Morrison Channel crossed by Wayne Street has been known as Industrial Island and as Terminal Island, and

WHEREAS Radio Station WSJM plans to erect a new building or buildings on the Island to house its Broadcast facilities, and

WHEREAS Joseph D. Mackin representing Radio

Station WSJM has suggested that the name of the Island be changed to "Radio Island", and

WHEREAS the City Commission is agreeable to Mr. Mackin's suggestion.

THEREFORE RESOLVED, that the City Commission of the City of St. Joseph hereby endorses and approves the suggestion of Joseph D. Mackin that said Island be known as "Radio Island".

Mr. Gast, seconded by Mr. Hanley, moved approval of the foregoing resolution. Roll call resulted as follows: Yeas: Commissioners Gast, Hanley, Selent, Smith and Tobias. Nays: None. Absent: None. Motion declared carried and resolution adopted.

Mr. Philip J. Ganz representing Ganz Transfer and Storage, submitted a proposal to buy approximately six (6) acres in the City of St. Joseph Industrial Park at a cost of \$5,000.00 per acre. The City Manager suggested no action be taken for at least one week. After discussion Mr. Hanley, seconded by Mr. Selent, moved that further consideration of the Ganz offer be postponed for one week. Roll call resulted as follows: Yeas: Commissioners Gast, Hanley, Selent, Smith and Tobias. Nays: None. Absent: None. Motion declared carried.

Mrs. Gertrude Dorstewitz appeared before the Commission and objected to a petition that is being circulated which would remove the 2-hour parking limit signs on Broad Street in front of her home.

There being no further business to come before this Commission, Mr. Tobias moved to adjourn until Monday, November 20, 1972 at 7:30 P.M.

FRANKLIN H. SMITH, Mayor  
Charles J. Rhodes, City Clerk  
Nov. 25, 1972 H.P. Adv.

To the Owner or Owners of any and all interests in, or Liens upon the Lands herein described:

TAKE NOTICE, that sale has been lawfully made of the following described land for unpaid taxes thereon, and that the undersigned has title thereto under tax deed or deeds issued therefor, and that you are entitled to a reconveyance thereof, at any time within six months after return of service of this notice, upon payment to the undersigned or to the Register in Chancery of the County in which the lands lie, of all sums paid upon such purchase, together with fifty per centum additional thereon, and the fees of the Sheriff for the service or cost of publication of this notice, to be computed as upon personal service of a declaration as commencement of suit, and the further sum of five dollars for each description, without other additional cost or charges. If payment as aforesaid is not made, the undersigned will institute proceedings for possession of the land.

Land in Berrien County. DESCRIPTION OF LAND: The East 60 feet of West 240 feet of North 132 feet of South 528 feet of East half of Northeast quarter of Northwest quarter of Section 23, Town 8 South, Range 17 West, Niles Township, Michigan. Amount paid: \$90.59 for 1967 taxes and \$108.68 for 1968 taxes. Notice directed to Bessie DeLisle, her unknown heirs, devisees, legatees, and assigns.

DESCRIPTION OF LAND: Commencing 604 feet East of NW corner of Southeast quarter of Northeast quarter, thence South 250 feet, thence East 355.72 feet, thence North 250 feet, thence West 355.72 feet to POB, Section 28, containing 2.04 acres more or less, Town 6 South, Range 17 West, Berrien Township. Amount paid: \$28.29 for 1968 taxes. Notice directed to Leonard Caison and Hannah Caison, their unknown heirs, devisees, legatees, and assigns.

DESCRIPTION OF LAND: Commencing 604 feet East of NW corner of Southeast quarter of Northeast quarter, thence South 250 feet, thence East 355.72 feet, thence North 250 feet, thence West 355.72 feet to POB, Section 28, containing 2.04 acres more or less, Town 6 South, Range 17 West, Berrien Township. Amount paid: \$28.29 for 1968 taxes. Notice directed to Leonard Caison and Hannah Caison, their unknown heirs, devisees, legatees, and assigns.

DESCRIPTION OF LAND: Commencing at West quarter post of Section, thence measure East 684 feet, thence North 42 degrees 30' East 922 feet, thence North 47 degrees 30' West 100 feet to beginning, thence North 42 degrees 30' East 80 feet, thence North 47 degrees 30' West 350 feet, thence South 42 degrees 30' West 80 feet, thence South 47 degrees 30' East 350 feet to beginning, Section 20, containing .64 acre more or less, Town 7 South, Range 20 West, Chikaming Township. Amount paid: \$92.34 for 1968 tax. Notice directed to: Jane Lamb, Edythe L. Helter, William Atwill, Jr., and their unknown heirs, devisees, legatees, and assigns.

DESCRIPTION OF LAND: Commencing at Northwest corner of Section 23, thence East 228 feet, thence South 199.2 feet, thence West 228 feet, thence North 198.8 feet to

beginning, Section 23, containing 1 acre more or less, Town 8 South, Range 17 West, Niles Township. Amount paid: \$337.19 for 1968 tax. Notice directed to Earl A. Cox, Andy Joe Mays, their unknown heirs, devisees, legatees, and assigns.

DESCRIPTION OF LAND: Lot 2, Block 41, McKenzie's Addition, City of Benton Harbor, according to plat thereof. Amount paid: \$471.74 for 1968 taxes. Notice directed to Richard Utter, his unknown heirs, devisees, legatees, and assigns.

DESCRIPTION OF LAND: Lots 1 and 2, Block 14, English and Holmes Addition, Buchanan City, according to plat thereof. Amount paid: \$134.31 taxes of 1968. Notice directed to Louis Harvath and Mary Harvath, their unknown heirs, devisees, legatees, and assigns.

DESCRIPTION OF LAND: Lot 27, McCumber's Addition to the City of Buchanan, according to plat thereof. Amount paid: \$463.02 for 1968 taxes. Notice directed to Henry Worsham, Lillie Mae Worsham, their unknown heirs, devisees, legatees, and assigns.

DESCRIPTION OF LAND: Lot 41, also North 25 feet of that part of Wilson Reserve in said addition lying West of Front Street, except the West 18.5 feet of Lot 41, O. P. Lacey's Second Addition, Niles City, according to plat thereof. Amount paid: \$185.17 for 1968 taxes. Notice directed to Harry V. Wisner, Cecelia Wisner, their unknown heirs, devisees, legatees, and assigns.

DESCRIPTION OF LAND: The North 49 feet of Lot 71, O. P. Lacey's Second Addition, Niles City, according to plat thereof. Amount paid: \$65.53 for 1968 taxes. Notice directed to Prudence A. Crooker, her unknown heirs, devisees, legatees, and assigns.

DESCRIPTION OF LAND: Lot 31, Assessor's Plat of First Addition, Village of Baroda, according to plat thereof. Amount paid: \$120.27 for 1968 taxes. Notice directed to Murray E. Bronson, Theo Bronson, R. C. Reybuck, Edna M. Reybuck, their unknown heirs, devisees, legatees, and assigns.

DESCRIPTION OF LAND: Commencing at NE corner of Northwest quarter of Section 28, thence South 323 feet, thence West to center line of John Beers Road, thence Northeasterly along center line to a point due West of beginning, thence East to beginning, Section 28, containing 2 acres more or less, Town 5 South, Range 19 West, Lincoln Township, Village of Stevensville. Amount paid: \$514.17 for 1968 taxes. Notice directed to Mary Hojson, her unknown heirs, devisees, legatees, and assigns.

Purchaser and place of business:

C.M. Dykema, V.P., for Blackhawk, Inc. 8 South Michigan Avenue Chicago, Illinois 60603

Nov. 11, 18, 25,  
Dec. 2, 1972 H.P. Adv.

File No. 26081  
STATE OF MICHIGAN  
PROBATE COURT FOR  
THE COUNTY OF BERRIEN  
Estate of ELEANOR L. DEREU, Deceased

IT IS ORDERED, that on February 6, 1973 at 9:15 A.M. in the Probate Courtroom, Number 305, Courthouse, St. Joseph, Michigan, a hearing be held at which all creditors of said deceased are required to prove their claims and heirs will be determined. Creditors must file sworn claims with the court and serve a copy on Vivian E. Blackburn, administratrix, 414 Main Street, St. Joseph, Michigan, prior to said hearing.

Publication and service shall be made as provided by Statute and Court rule. (Seal) RONALD H. LANGE, Judge of Probate

DATED: November 14, 1972  
Kilian, Spelman, Taglia, Meek, Lagoni & Burdick  
By: Attorney Joseph E. Kilian  
Attorney for Estate  
ADDRESS: 414 Main Street  
St. Joseph, Michigan  
Nov. 18, 25, Dec. 2, 1972 H.P. Adv.

File No. 25944  
STATE OF MICHIGAN  
PROBATE COURT FOR  
THE COUNTY OF BERRIEN  
Estate of MARYJOE WAHL, Deceased

IT IS ORDERED, that on January 9, 1973 at 10:30 A.M. in the Probate Courtroom, Courthouse, St. Joseph, Michigan, a hearing be held at which all creditors of said deceased are required to prove their claims and heirs will be determined. Creditors must file sworn claims with the court and serve a copy on First National Bank of Southwestern Michigan, administratrix, 210 East Main Street, Niles, Michigan, prior to said hearing.

Publication and service shall be made as provided by Statute and Court rule. (Seal) RONALD H. LANGE, Judge of Probate

DATED: November 14, 1972  
Kilian, Spelman, Taglia, Meek, Lagoni & Burdick  
By: Attorney Joseph E. Kilian  
Attorney for Estate  
ADDRESS: 414 Main Street  
St. Joseph, Michigan  
Nov. 18, 25, Dec. 2, 1972 H.P. Adv.

File No. 25944  
STATE OF MICHIGAN  
PROBATE COURT FOR  
THE COUNTY OF BERRIEN  
Estate of A. ESSIG, Deceased

IT IS ORDERED, that on January 17, 1973 at 10:30 A.M. in the Probate Courtroom, Courthouse, St. Joseph, Michigan, a hearing be held at which all creditors of said deceased are required to prove their claims and heirs will be determined. Creditors must file sworn claims with the court and serve a copy on First National Bank of Southwestern Michigan, administratrix, 210 East Main Street, Niles, Michigan, prior to said hearing.

Publication and service shall be made as provided by Statute and Court rule. (Seal) RONALD H. LANGE, Judge of Probate

DATED: November 14, 1972  
Kilian, Spelman, Taglia, Meek, Lagoni & Burdick  
By: Attorney Joseph E. Kilian  
Attorney for Estate  
ADDRESS: 414 Main Street  
St. Joseph, Michigan  
Nov. 18, 25, Dec. 2, 1972 H.P. Adv.

File No. 26012  
STATE OF MICHIGAN  
PROBATE COURT FOR  
THE COUNTY OF BERRIEN  
Estate of PAULINE L. REMUS, Deceased

IT IS ORDERED, that on January 23, 1973 at 9:15 A.M. in the Probate Courtroom, Number 305, Courthouse, St. Joseph, Michigan, a hearing be held at which all creditors of said deceased are required to prove their claims and heirs will be determined. Creditors must file sworn claims with the court and serve a copy on Vivian E. Blackburn, administratrix, 414 Main Street, St. Joseph, Michigan, prior to said hearing.

Publication and service shall be made as provided by Statute and Court rule. (Seal) RONALD H. LANGE, Judge of Probate

DATED: November 14, 1972  
Kilian, Spelman, Taglia, Meek, Lagoni & Burdick  
By: Attorney Joseph E. Kilian  
Attorney for Estate  
ADDRESS: 414 Main Street  
St. Joseph, Michigan  
Nov. 18, 25, Dec. 2, 1972 H.P. Adv.

File No. 26092  
STATE OF MICHIGAN  
PROBATE COURT FOR  
THE COUNTY OF BERRIEN  
Estate of EDWARD L. SKINNER, Deceased

IT IS ORDERED, that on February 6, 1973 at 9:15 A.M. in the Probate Courtroom, Number 305, Courthouse, St. Joseph, Michigan, a hearing be held at which all creditors of said deceased are required to prove their claims and heirs will be determined. Creditors must file sworn claims with the court and serve a copy on Vivian E. Blackburn, administratrix, 414 Main Street, St. Joseph, Michigan, prior to said hearing.

Publication and service shall be made as provided by Statute and Court rule. (Seal) RONALD H. LANGE, Judge of Probate

DATED: November 14, 1972  
Kilian, Spelman, Taglia, Meek, Lagoni & Burdick  
By: Attorney Joseph E. Kilian  
Attorney for Estate  
ADDRESS: 414 Main Street  
St. Joseph, Michigan  
Nov. 18, 25, Dec. 2, 1972 H.P. Adv.

File No. 26092  
STATE OF MICHIGAN  
PROBATE COURT FOR  
THE COUNTY OF BERRIEN  
Estate of EDWARD L. SKINNER, Deceased

IT IS ORDERED, that on February 6, 1973 at 9:15 A.M. in the Probate Courtroom, Number 305, Courthouse, St. Joseph, Michigan, a hearing be held at which all creditors of said deceased are required to prove their claims and heirs will be determined. Creditors must file sworn claims with the court and serve a copy on Vivian E. Blackburn, administratrix, 414 Main Street, St. Joseph, Michigan, prior to said hearing.

Publication and service shall be made as provided by Statute and Court rule. (Seal) RONALD H. LANGE, Judge of Probate

DATED: November 14, 1972  
Kilian, Spelman, Taglia, Meek, Lagoni & Burdick  
By: Attorney Joseph E. Kilian  
Attorney for Estate  
ADDRESS: 414 Main Street  
St. Joseph, Michigan  
Nov. 18, 25, Dec. 2, 1972 H.P. Adv.

File No. 19324  
STATE OF MICHIGAN  
PROBATE COURT FOR  
THE COUNTY OF BERRIEN  
Estate of WILLIAM J. WILSON, Minor

IT IS ORDERED, that on January 16, 1973 at 10:30 A.M. in the Probate Courtroom, Number 305, Courthouse, St. Joseph, Michigan, a hearing be held at which all creditors of said deceased are required to prove their claims and heirs will be determined. Creditors must file sworn claims with the court and serve a copy on Vivian E. Blackburn, administratrix, 414 Main Street, St. Joseph, Michigan, prior to said hearing.

Publication and service shall be made as provided by Statute and Court rule. (Seal) RONALD H. LANGE, Judge of Probate

(Seal) RONALD H. LANGE, Judge of Probate

DATED: November 16, 1972  
Kilian, Spelman, Taglia, Meek, Lagoni & Burdick  
By: Attorney William C. Lagoni  
Attorney for Estate  
ADDRESS: 414 Main Street  
St. Joseph, Michigan  
Nov. 25, Dec. 2, 9, 1972 H.P. Adv.

File No. 26122  
STATE OF MICHIGAN  
PROBATE COURT FOR  
THE COUNTY OF BERRIEN  
Estate of LOWELL G. BENSON, Jr., Deceased

IT IS ORDERED, that on January 16, 1973 at 9:15 A.M. in the Probate Courtroom, Number 305, Courthouse, St. Joseph, Michigan, a hearing be held on the Petition of Clayton Benson for probate of a purported will, for appointment of a fiduciary, and for a determination of heirs.

Publication and service shall be made as provided by Statute and Court rule. (Seal) RONALD H. LANGE, Judge of Probate

DATED: November 13, 1972  
Ryan, McQuillan, Vander Ploeg & Fette  
By: Attorney Thomas R. Fette  
Attorney for Estate  
ADDRESS: St. Joseph Savings & Loan Bldg.  
St. Joseph, Michigan  
Nov. 25, Dec. 2, 9, 1972 H.P. Adv.

File No. 25925  
STATE OF MICHIGAN  
PROBATE COURT FOR  
THE COUNTY OF BERRIEN  
Estate of LAURA